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Counsel for Plaintiff

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

JOHN HAMBY,

Plaintiff,

v.

SELECT BANCORP, INC., J. GARY
CICCONE, ALICIA SPEIGHT HAWK,
GERALD W. HAYES, WILLIAM L.
HEDGEPEETH II, RONALD V.
JACKSON, JOHN W. MCCAULEY,
CARLIE C. MCLAMB, JR., V. PARKER
OVERTON, SHARON L. RAYNOR, K.
CLARK STALLINGS, and W. LYNDY
TIPPETT,

Defendants.

Case No: 1:21-cv-04118-KAM-RLM

**NOTICE OF VOLUNTARY DISMISSAL
PURSUANT TO FED. R. CIV. P.
41(a)(1)(A)(i)**

PLEASE TAKE NOTICE that, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiff John Hamby hereby voluntarily dismisses the above-captioned action without prejudice. Defendants have not served an answer or a motion for summary judgment.

Dated: October 13, 2021

Respectfully submitted,

HALPER SADEH LLP

By: /s/ Daniel Sadeh
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CERTIFICATE OF SERVICE

I, Daniel Sadeh, hereby certify that on October 13, 2021, a true and correct copy of the annexed **NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO FED. R. CIV. P. 41(a)(1)(A)(i)** was served in accordance with the Federal Rules of Civil Procedure with the Clerk of the Court using the CM/ECF system, which will send a notification of such filing to all parties with an email address of record who have appeared and consented to electronic service in this action.

Dated: October 13, 2021

/s/ Daniel Sadeh _____
Daniel Sadeh